



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CONRAD ET AL. Examiner: UNKNOWN
Serial No.: 10/698,819 Group Art Unit: 3736
Filed: OCTOBER 31, 2003 Docket: 13033.12US01
Confirmation No.: 5410
Title: AIRWAY IMPLANT

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 28, 2004.

By: *John Merchant*
Name: *John Merchant*

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

23552
PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- Transmittal Sheet in duplicate containing Certificate of Mailing
- Supplemental Information Disclosure Statement, Form 1449, 2 Reference(s)
- Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: *Karen A. Fitzsimmons*
Name: Karen A. Fitzsimmons
Reg. No.: 50,470
KFitzsimmons:PLStov



IN 10/698,819

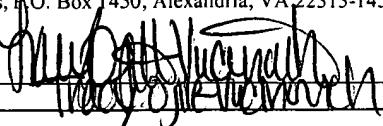
PATENT

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicant(s) do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

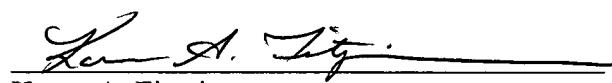
as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: May 24, 2004


Karen A. Fitzsimmons
Reg. No. 50,470
KAF:PLStov

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PATENT TRADEMARK OFFICE

FORM 1449* O I P E INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION MAY 28 2004 JC223 (Use several sheets if necessary)		Docket Number: 13033.12US01 Application Number: 10/689,819
		Applicant: CONRAD ET AL.
		Filing Date: 10/31/2003 Group Art Unit: 3736

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PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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(1 of 1)

United States Patent**5,558,641****Glantz, et al.****September 24, 1996****Hybrid portal and method****Abstract**

The present invention provides an subcutaneously implantable access device including a metallic reservoir and a two piece plastic jacket. The metallic reservoir includes a sealed septum, and a chamber. The chamber is accessible through the septum. A two piece plastic jacket surrounds the metallic reservoir. The two piece jacket includes a cowl and a base connected to one another around the reservoir. A dual port construction is also provided.

Inventors: **Glantz; Jerald** (Lake Elmo, MN); **Anderson; Mark D.** (Stacy, MN); **Johnson; Theodore A.** (St. Paul, MN); **Beling; William L.** (New Brighton, MN); **Qingsheng; Cai** (St. Paul, MN)

Assignee: **Sims Deltec, Inc.** (St. Paul, MN)

Appl. No.: **372776**

Filed: **January 13, 1995**

Current U.S. Class:

604/288.02; 604/175

Intern'l Class:

A61M 005/32

Field of Search:

604/93,82,83,86,49,252,256,167,174,175

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